

JOSEPH P. RUSSONIELLO, CSBN 44332  
 United States Attorney  
 JOANN M. SWANSON, CSBN 88143  
 Assistant United States Attorney  
 Chief, Civil Division  
 ILA C. DEISS, NY SBN 3052909  
 Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102  
 Telephone: (415) 436-7124  
 FAX: (415) 436-7169

Attorneys for Defendant

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

SOUTH BAY ISLAMIC ASSOCIATION,  
 Plaintiff,  
 v.  
 EMILIO T. GONZALEZ, Director,  
 U.S. Citizenship and Immigration Services,  
 Defendant.

No. C 08-1643 SC

**PARTIES' JOINT REQUEST TO BE  
 EXEMPT FROM FORMAL ADR  
 PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <[www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov)>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to plaintiff's request that this Court compel defendants to adjudicate the petition for Amerasian, Widower or Special Immigrant (Form I-360). Given the substance of the action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c),

1 the parties request the case be removed from the ADR Multi-Option Program and that they be  
2 excused from participating in the ADR phone conference and any further formal ADR process.

3 Dated: June 17, 2008

Respectfully submitted,

4 JOSEPH P. RUSSONIELLO  
5 United States Attorney

6  
7 /s/  
8 ILA C. DEISS<sup>1</sup>  
9 Assistant United States Attorney  
10 Attorney for Defendants

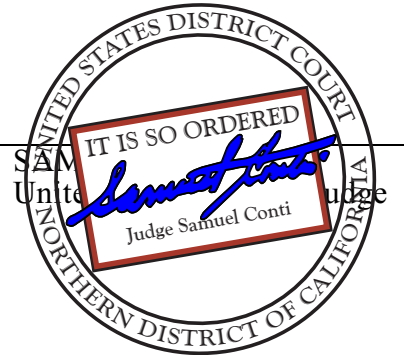
11 Dated: June 17, 2008

12 /s/  
13 DAVID J. KAUFMAN  
14 Attorney for Plaintiff

15 **ORDER**

16 Pursuant to stipulation, IT IS SO ORDERED.

17 Date: 6/19/08



26  
27 <sup>1</sup> I, Ila Deiss, hereby attest that I have on file all holograph signatures for any signatures  
28 indicated by a "conformed" signature (/S/) within this e-filed document.